

KEITH D. CHIDLAW, Bar No. 133604  
SCHUERING ZIMMERMAN  
& SCULLY, LLP  
400 University Avenue  
Sacramento, California 95825-6502  
(916) 567-0400  
FAX: 568-0400

Attorneys for Defendant E.L. WINTER, INC., fka  
WINTER MOTORS

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

CALIFORNIA DEPARTMENT OF TOXIC  
SUBSTANCES CONTROL,

Plaintiff,

vs.

BRIGHTON OIL COMPANY, et al.,

Defendants.

AND RELATED CROSS-CLAIMS AND  
COUNTER CLAIMS

NO. CV-CIV S-02-0018 GEB JFM

**STIPULATION AND ORDER RE:  
VOLUNTARY DISMISSAL OF  
THIRD PARTY DEFENDANT E.L.  
WINTER, INC.**

It is hereby stipulated by and between Defendant and Third-Party Cross-Plaintiff AEROJET-GENERAL CORPORATION and Third Party Defendant, E.L. WINTER, INC., by and through their respective counsel, who are authorized to enter into this stipulation, that AEROJET-GENERAL CORPORATION's Third Party Cross-Claims as against E.L. WINTER, INC. shall be dismissed without prejudice.

It is further agreed that AEROJET-GENERAL CORPORATION and E.L. WINTER, INC. hereby mutually waive any claim for costs or fees they may have against each other related to AEROJET-GENERAL CORPORATION's Third Party Cross-Claims.

1 Dated: October \_\_, 2005

2 **DITORA**

**GOLDSBERRY, FREEMAN, GUZMAN &**

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4  
5 By \_\_\_\_\_  
6 FRANCIS GOLDSBERRY, II  
7 Attorneys for Third-Party Plaintiff,  
8 Aerojet-General Corporation

9 Dated: October \_\_, 2005

**SCHUERING ZIMMERMAN & SCULLY, LLP**

10  
11 By \_\_\_\_\_  
12 KEITH D. CHIDLAW  
13 Attorney for Third-Party Defendant  
14 E.L. Winter, Inc.

**ORDER**

15 APPROVED AND SO ORDERED.

16 DATED: November 10, 2005

17 /s/ Garland E. Burrell, Jr.  
18 GARLAND E. BURRELL, JR.  
19 United States District Judge  
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